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## IAN F. BURNS & ASSOCIATES, P.C.

Intellectual Property Law

P.O. Box 71115 Reno, Nevada 89570

Telephone 775-826-6160 · Facsimile 775-828-1651

December 12, 2006

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TO: Attention Refunds

FAX #: 571-273-6500

COMPANY: USPTO Deposit Account

FROM: Kim Reich for Ian F. Burns

RE: Refund Request October 31, 2006 Statement Deposit Account 500913

Number of pages including this cover page:

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 $\square$  urgent  $\square$  please sign and return  $\square$  please review and comment  $\square$  please reply

The fee charged on October 17, 2006 for Fee Code 2201, application number 10/663,179, was erroneously charged for independent claims in excess of 3. The original application was filed with 5 independent claims, see Fee Transmittal dated September 15, 2003 showing payment for 2 extra claims. Also attached is the Patent Application Fee Determination Record showing the 2 extra claims, along with the PTO Fee Record Sheet showing the extra claims were paid. However, the Patent Application Fee Determination Record for Amendment B dated November 16, 2006 shows that there are now six independent claims with an additional fee of \$300 for three new independent claims. The Claims as Filed – Part 1 of the form is not filled in which would have shown the original claims filed as 55 and 5 independent claims With the prior payment of two extra claims the payment should have been for the one extra claim added in the amendment. We request this charge be adjusted to correctly reflect the addition of one independent claim not previously paid.

PAGE 1/7 \* RCVD AT 12/12/2005 5:31:21 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/12 \* DNIS:2736500 \* CSID:775 828 1651 \* DURATION (mm-ss):10-06

Two additional charges on the October 31, 2006 statement relating to the same application have already been refunded. If these erroneous charges had not been posted to the deposit account the account balance would not have fallen below the \$1,000 which would then generate the service fee. We also request that this fee be refunded.

Please contact me at 775-826-6160 if you should have any questions. I appreciate your prompt attention to this matter.

Cordially,

PAGE 2/7 \* RCVD AT 12/12/2006 5:31:21 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/12 \* DNIS:2736500 \* CSID:775 828 1651 \* DURATION (mm-ss):10-06

Page 1 of 1

## Deposit Account Statement





## Deposit Account Statement

Requested Statement Month:

October 2006

Deposit Account Number:

500913

Attention:

IAN F. BURNS & ASSOCIATES

Address:

P.O. BOX 71115

City:

**RENO** 

State:

NV

Zip:

89570

Country:

UNITED STATES

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PATENT APPLICATION SERIAL NO.

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE FEE RECORD SHEET

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